

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, AUGUST 29, 2006**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**9:30 A.M.**

Commissioners Present: Deb Schorr, Chair  
Bob Workman, Vice Chair  
Bernie Heier  
Larry Hudkins  
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Patricia Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Commissioners was called to order at 9:30 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 22, 2006.**

**MOTION:** Stevens moved and Workman seconded approval of the minutes of the Board of Commissioners meeting held on August 22, 2006. Hudkins, Stevens, Workman, Heier and Schorr voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

**A. Report from Region V Prevention Center - Sandy Morrissey, Director**

Sandy Morrissey, Regional Prevention Center Director, Derek Effie, Regional Prevention Center Prevention Specialist and Amy Reynoldson, Resource Development, appeared and gave a brief overview of the program.

Submitted into the record was a packet of information regarding the Nebraska Meth Watch Program (Exhibit 1).

3) **CLAIMS: Approval of all claims processed through Tuesday, August 29, 2006.**

**MOTION:** Hudkins moved and Stevens seconded approval of all claims processed through August 29, 2006. Heier, Workman, Stevens, Hudkins and Schorr voted aye. Motion carried.

4) **NEW BUSINESS:**

**A. An application for a Special Designated License from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service for a reception on Saturday, September 16, 2006 from 3:30 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams, Lancaster County, Nebraska.**

**MOTION:** Stevens moved and Heier seconded approval of an application for a Special Designated License from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service for a reception on Saturday, September 16, 2006 from 3:30 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams, Lancaster County, Nebraska. Workman, Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

**B. An interlocal agreement with the Nebraska Department of Health and Human Services to provide the State, through the Clerk of the District Court, with necessary documentation regarding child support collections due, court orders and other necessary information for the collection of child support. The County will be reimbursed for the services based upon a percentage of time allocated to the Title IV-D program. Term of the agreement is June 1, 2006 through June 30, 2011. (C-06-0481)**

**MOTION:** Heier moved and Workman seconded approval of an interlocal agreement with the Nebraska Department of Health and Human Services to provide the State, through the Clerk of the District Court, with necessary documentation regarding child support collections due, court orders and other necessary information for the collection of child support. Stevens, Heier, Workman, Hudkins and Schorr voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

**C. An agreement with the Village of Bennet for law enforcement services within the Village limits. The Lancaster County Sheriff will assign one deputy to duty in the village limits and provide a cruiser. The Village will reimburse the County at the overtime rate of pay for the deputy assigned. Term of the agreement will be from September 1, 2006 to August 31, 2007. (C-06-0483)**

**MOTION:** Hudkins moved and Stevens seconded approval of an agreement with the Village of Bennet for law enforcement services within the Village limits. Heier, Workman, Hudkins, Stevens and Schorr voted aye. Motion carried.

**D. An amendment to an interlocal agreement with the City of Lincoln, under County Contract No. 03-0339, for a receptionist to serve both the City Council and the Lancaster County Board of Commissioners. The City and the County wish to amend the payment section of the interlocal to share equally in the cost of salary and benefits for the receptionist services. (C-06-0482)**

**MOTION:** Workman moved and Heier seconded approval of an amendment to an interlocal agreement with the City of Lincoln, under County Contract No. 03-0339, for a receptionist to serve both the City Council and the Lancaster County Board of Commissioners. Heier, Workman, Stevens, Hudkins and Schorr voted aye. Motion carried.

**E. Renewal of an agreement between Lancaster County and Ameritas Group for the Lancaster County Vision Plan beginning January 1, 2007 through December 31, 2007. The renewal rate represents a nine percent increase over the rates that have been in place. (C-06-0487)**

**MOTION:** Heier moved and Workman seconded approval of the renewal of an agreement between Lancaster County and Ameritas Group for the Lancaster County Vision Plan beginning January 1, 2007 through December 31, 2007.

Stevens stated an attachment to the letter indicates that the current rates and the renewal rates are the same, however, it also states there is a nine percent increase.

4) **NEW BUSINESS CONTINUED:**

Heier withdrew his motion and the seconder agreed.

The item was held for one week.

**F. Renewal of an agreement between Lancaster County and Ameritas Group for the administration of the Lancaster County self-insured dental plan beginning January 1, 2007 through December 31, 2007. (C-06-0488)**

**MOTION:** Hudkins moved and Stevens seconded approval of the renewal of an agreement between Lancaster County and Ameritas Group for the administration of the Lancaster County self-insured dental plan beginning January 1, 2007 through December 31, 2007. Stevens, Workman, Heier, Hudkins and Schorr voted aye. Motion carried.

**G. Approval of Medicare electronic data interchange enrollment form and agreement to allow the Lancaster County Community Mental Health Center to submit claims for payment to Medicare electronically. (C-06-0489)**

**MOTION:** Stevens moved and Workman seconded approval of Medicare electronic data interchange enrollment form and agreement to allow the Lancaster County Community Mental Health Center to submit claims for payment to Medicare electronically. Heier, Stevens, Hudkins, Workman and Schorr voted aye. Motion carried.

**H. Agreements with David L. Samani, M.D., Inc. and Frederick A. Mausolf, M.D. to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreements set forth a reimbursement arrangement in which the County will provide payment for the medical care and the facilities will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreements are effective upon execution of both parties and contains a 30-day termination provision. (C-06-0490 and C-06-0491)**

4) **NEW BUSINESS CONTINUED:**

**MOTION:** Hudkins moved and Stevens seconded approval of agreements with David L. Samani, M.D., Inc. and Frederick A. Mausolf, M.D. to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. Workman, Hudkins, Stevens, Heier and Schorr voted aye. Motion carried.

**I. Change Order with Diversified Telecom Services Inc (DTSI), under County Contract No C-06-0026, for the construction of a communications tower and prefabricated building for the Emergency Management Department, in the amount of \$9,382. The Change Order includes the additional cost to supply and install a 4-gang meter assembly, h-frame, additional PVC, additional rigid conduit and wire. The Change Order was approved by Ray Ryan in the Radio Shop and by the Grant Administrator, State of Nebraska, Department of Communications. Funds are from the Homeland Security Grant, Project C. (C-06-0492)**

**MOTION:** Stevens moved and Workman seconded approval of a change order with Diversified Telecom Services Inc (DTSI), under County Contract No C-06-0026, for the construction of a communications tower and prefabricated building for the Emergency Management Department, in the amount of \$9,382. Stevens, Workman, Heier, Hudkins and Schorr voted aye. Motion carried.

**J. A resolution in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority. (R-06-0091)**

Dave Kroeker, Budget and Fiscal Officer, stated the budget from the Firth Fire District was received on Monday, August 28<sup>th</sup>. After review of the budget it was determined there was a difference of \$9,500 which changed the levy for \$100 of valuation to .044693.

**MOTION:** Hudkins moved and Stevens seconded approval of Resolution 06-0091 in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority as amended. Hudkins, Stevens, Heier, Workman and Schorr voted aye. Motion carried.

4) NEW BUSINESS CONTINUED:

**K. Recommendation from the Purchasing Agent and the Property Management Plant Operations Manager to award an order from a State of Nebraska contract (Contract No. 02702) for a new Hasler W J220 mailing machine, scale and conveyor to Claritus, in the estimated amount of \$12,791. (B-06-0030)**

**MOTION:** Stevens moved and Heier seconded approval to award an order from state contract number 02702 for a new Hasler W J220 mailing machine, scale and conveyor to Claritus, in the estimated amount of \$12,791. Stevens, Hudkins, Heier, Workman and Schorr voted aye. Motion carried.

**L. Reconsideration of the purchase of eight WatchGuard DV-1 digital in-car video systems, at a cost of \$39,960. (New Business Item 5K from the August 22, 2006 Board of Commissioners agenda.)**

**MOTION:** Stevens moved and Workman seconded to reconsider the purchase of eight WatchGuard DV-1 digital in-car video systems, at a cost of \$39,960. Hudkins, Stevens, Heier, Workman and Schorr voted aye. Motion carried.

**M. Special purchase of eight WatchGuard DV-1 digital in-car video systems, in the amount of \$39,960. Pursuant to Neb. Rev. Stat. §23-3109(3) (Cum. Supp. 2004), notice is hereby given of the intent to make this special purchase. The specifications of the purchase can be obtained from Vince Mejer, Lancaster County Purchasing Agent, 440 South 8<sup>th</sup> Street, Suite 200, Lincoln, Nebraska, 68508, Telephone Number (402) 441-7410, Email ([vmejer@lincoln.ne.gov](mailto:vmejer@lincoln.ne.gov)). Informal quotes are invited.**

Vince Mejer, Purchasing Agent, appeared and gave a brief overview of the special purchase. He stated there is another unit on the market similar to the digital in-car video systems, but it does not have the same memory capacity. Mejer stated the Purchasing Department did advertise the special purchase and one other informal bid was received, however, it was for a flash card system, not a DVD system.

Hudkins asked if there was a time frame to spend the funds.

4) **NEW BUSINESS CONTINUED:**

Terry Wagner, County Sheriff, indicated they need to spend the funds by September 1<sup>st</sup> or they would lose them.

In response to a question asked by Schorr, Wagner stated the University has been pleased with the performance of their units and have had no problems with them.

**MOTION:** Stevens moved and Workman seconded approval of a special purchase of eight WatchGuard DV-1 digital in-car video systems, in the amount of \$39,960 contingent upon no additional informal bids being received that would meet specifications of the DVD and that the units have 40 meg memory capacity. Workman, Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

**N. A mini-grant application and award through the Nebraska Office of Highway Safety for the Lancaster County Sheriff's Office to participate in the 'Click It or Ticket' campaign promoting zero tolerance for safety belt and child restraint violations on November 22, 2006. Approximate amount of the grant award is \$5,200.**

**MOTION:** Stevens moved and Workman seconded approval of a mini-grant application and award through the Nebraska Office of Highway Safety for the Lancaster County Sheriff's Office to participate in the 'Click It or Ticket' campaign promoting zero tolerance for safety belt and child restraint violations on November 22, 2006. Heier, Workman, Stevens, Hudkins and Schorr voted aye. Motion carried.

**O. A mini-grant application and award through the Nebraska Office of Highway Safety for the Lancaster County Sheriff's Office to participate in the 'You Drink and Drive, You Lose' campaign to reduce the number of impaired drivers during the holiday season. The campaign will begin on December 8, 2006 and run through January 1, 2007. Approximate amount of the grant award is \$6,750.**

**MOTION:** Workman moved and Hudkins seconded approval of a mini-grant application and award through the Nebraska Office of Highway Safety for the Lancaster County Sheriff's Office to participate in the 'You Drink and Drive, You Lose' campaign to reduce the number of impaired drivers during the holiday season. The campaign will begin on December 8, 2006 and run through January 1, 2007. Hudkins, Stevens, Workman, Heier and Schorr voted aye. Motion carried.

4) **NEW BUSINESS CONTINUED:**

- P. Request from Amy Schofield, on behalf of N Stitches, for a refund of personal property taxes for 2004, in the approximate amount of \$375, and for 2005, in the approximate amount of \$277.96.

Norm Agena, County Assessor/Register of Deeds, recommended approval.

**MOTION:** Stevens moved and Workman seconded to accept the recommendation of the County Assessor/Register of Deeds and approve the request from Amy Schofield, on behalf of N Stitches, for a refund of personal property taxes for 2004, in the approximate amount of \$375, and for 2005, in the approximate amount of \$277.96.

- 5) **CONSENT ITEMS:** *These are items of business that are routine which are expected to be adopted without dissent. Any individual item may be removed for special discussion and consideration by a Commissioner or by any member of the public without prior notice. Unless there is an exception, these items will be approved as one with a single vote of the Board of Commissioners. These items are approval of:*

- A. Setting of a public hearing for Tuesday, September 5, 2006 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to set the final tax request at a different amount than the prior year tax request. The request is for both Lancaster County and the Rural Library for Lancaster County.
- B. Setting of a public hearing for Tuesday, September 12, 2006 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a petition from ten percent of the property owners within the proposed district for formation of a Special Paving Improvement District called The Highlands Road Improvement District for the paving of Braemar Road, Ramona Circle and Cromwell Drive located in Lancaster County, Nebraska.
- C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and Archie Soden, Robert and Corrine Orr, and John and Thelma Orr, in the total amount of \$8,724.75, on South 82<sup>nd</sup> Street from Panama Road to Hickman Road; Project C55-SX-404(2). (3 contracts) (C-06-0484 through C-06-0486)

5) **CONSENT ITEMS CONTINUED:**

**MOTION:** Stevens moved and Workman seconded approval of the Consent Items. Heier, Workman, Stevens, Hudkins and Schorr voted aye. Motion carried.

6) **OTHER BUSINESS:**

Jerry David, pastor at Lincoln City Church located at 5001 South 1<sup>st</sup> Street, appeared and stated he was representing approximately 100 families who belong to the church. In addition, he said the church also has a school and daycare and that he was representing an additional 120 families. David stated he was appearing on behalf of those families to inquire about the road (South 1<sup>st</sup> Street) and the paving of that road. He added that there was a tremendous amount of traffic on the road and that it continues to deteriorate.

Discussion took place regarding traffic count and the public hearing regarding the One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2007 through June 30, 2012.

The County Board requested that the issue be placed on a Thursday staff meeting for discussion. It was also suggested that Mr. David contact Don Thomas, County Engineer, regarding his concerns.

7) **ADJOURNMENT:**

**MOTION:** Stevens moved and Workman seconded adjournment of the Board of Commissioners meeting at 10:21 a.m.. Workman, Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, AUGUST 29, 2006  
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Deb Schorr, Chair  
Bob Workman, Vice Chair  
Bernie Heier  
Larry Hudkins  
Ray Stevens

Others Present: Norm Agena, County Assessor/Register of Deeds  
Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Patricia Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Equalization was called to order at 10:21 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 22, 2006.**

**MOTION:** Stevens moved and Workman seconded approval of the minutes of the Board of Equalization meeting held on August 22, 2006. Hudkins, Stevens, Workman and Schorr voted aye. Heier abstained from voting. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

**Approval of 139 additions and deductions to the tax assessment rolls per Attachment "A".**

**MOTION:** Workman moved and Heier seconded approval of the additions and deductions to the tax assessment rolls. Workman, Hudkins, Heier, Stevens and Schorr voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Congregation of Benedictine Sisters  
Heartland Bible Church  
Lincoln Christian School  
Madonna Rehabilitation Hospital  
St. Peters Catholic Church of Lincoln

**MOTION:** Heier moved and Workman seconded approval of the motor vehicle tax exemptions. Heier, Workman, Stevens, Hudkins and Schorr voted aye. Motion carried.

4) **ADJOURNMENT:**

**MOTION:** Stevens moved and Workman seconded adjournment of the meeting of the Board of Equalization at 10:23 a.m.. Workman, Stevens, Hudkins, Heier and Schorr voted aye. Motion carried.

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Bruce Medcalf  
County Clerk